



General Assembly

**Amendment**

January Session, 2009

LCO No. 6662

\*HB0590306662HDO\*

Offered by:

REP. SPALLONE, 36<sup>th</sup> Dist.

SEN. SLOSSBERG, 14<sup>th</sup> Dist.

To: Subst. House Bill No. 5903

File No. 629

Cal. No. 410

**"AN ACT CONCERNING ABSENTEE VOTING FOR MEMBERS OF  
THE ARMED FORCES STATIONED OVERSEAS."**

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. Subsection (b) of section 9-17 of the general statutes is  
4 repealed and the following is substituted in lieu thereof (*Effective from*  
5 *passage*):

6 (b) Notwithstanding the provisions of subsection (a) of this section,  
7 the registrars of voters shall hold a limited session on the last week day  
8 before each regular election from nine o'clock a.m. to [twelve o'clock  
9 noon] five o'clock p.m. for the purpose of admitting only those persons  
10 whose qualifications as to age, citizenship or residence in the  
11 municipality were attained after the last session for the admission of  
12 electors prior to an election. The registrars shall enter the names of  
13 those electors admitted at such limited session on the proper list, with  
14 their residences by street and numbers, if any, before one o'clock p.m.

15 of such last week day before the election.

16 Sec. 2. Subsection (b) of section 9-140 of the general statutes is  
17 repealed and the following is substituted in lieu thereof (*Effective from*  
18 *passage*):

19 (b) A municipal clerk may transmit an application to a person under  
20 this subsection by facsimile machine or other electronic means. If a  
21 municipal clerk has a facsimile machine or the ability to receive other  
22 electronic means, an applicant may return a completed application to  
23 the clerk by such a machine or other electronic means, provided the  
24 applicant shall also mail the original of the completed application to  
25 the clerk, either separately or with the absentee ballot that is issued to  
26 the applicant. If the clerk does not receive such original application by  
27 the close of the polls on the day of the election, primary or referendum,  
28 the absentee ballot shall not be counted. For purposes of this  
29 subsection, "electronic means" means any transmission made by any  
30 form of electronic transmission, including, but not limited to, electronic  
31 mail that transports an authentic copy of a document from one user to  
32 another.

33 Sec. 3. Section 9-153e of the general statutes is repealed and the  
34 following is substituted in lieu thereof (*Effective from passage*):

35 A member of the armed forces who is an elector or an applicant for  
36 admission as an elector, or the member's spouse or dependent if living  
37 where such member is stationed, may apply before a regular election  
38 for a blank absentee ballot to vote for all offices being contested at the  
39 election. The clerk shall make such ballots available for this purpose  
40 beginning not earlier than [ninety days before] the first business day of  
41 January of the year of such election. Application shall be made upon a  
42 form prescribed by the Secretary of the State or on the federal postcard  
43 application form provided pursuant to the Uniformed and Overseas  
44 Citizens Absentee Voting Act, 100 Stat. 924, 42 USC 1973ff et seq., as  
45 amended from time to time, or any other applicable law and shall be  
46 issued only if the applicant states that due to military contingencies the

47 regular application procedure, as set forth in section 9-140, as amended  
48 by this act, cannot be followed. Upon receipt of the application, the  
49 municipal clerk shall issue the ballot, either by mail or electronic  
50 means, which shall be prescribed and [printed] provided by the  
51 Secretary of the State, and a list of the offices to be voted upon  
52 indicating the number of individuals for which each elector may vote.  
53 As soon as a complete list of nominated candidates, including the  
54 party designations of such candidates, and questions is available, the  
55 clerk shall send such list to each applicant. If the list of candidates and  
56 questions is not available when the ballot is issued, the clerk shall  
57 include a statement indicating that such list shall be mailed as soon as  
58 it becomes available. The ballot shall permit the elector to vote by  
59 writing in the names of specific candidates and offices for which he is  
60 voting. The elector may also vote on the questions in a manner  
61 prescribed by the Secretary of the State. If such ballot is sent by  
62 electronic means, the clerk shall include a certification, prescribed by  
63 the Secretary of the State, that shall be completed, signed and returned  
64 with such completed ballot by the elector in order for such ballot to be  
65 counted. If the military contingency no longer exists, application for an  
66 additional ballot for all offices may be made pursuant to the provisions  
67 of section 9-153b. For purposes of this section and section 9-153f, as  
68 amended by this act, "electronic means" means any transmission made  
69 by any form of electronic transmission, including, but not limited to,  
70 electronic mail that transports an authentic copy of a document from  
71 one user to another.

72 Sec. 4. Section 9-153f of the general statutes is repealed and the  
73 following is substituted in lieu thereof (*Effective from passage*):

74 Notwithstanding the provisions of section 9-140, as amended by this  
75 act, any elector who is living, or expects to be living or traveling before  
76 and on election day, outside the territorial limits of the several states of  
77 the United States and the District of Columbia and any member of the  
78 armed forces who is an elector or an applicant for admission as an  
79 elector, or the member's spouse or dependent if living where such  
80 member is stationed, may apply for a blank absentee ballot to vote for

81 all offices being contested at an election or primary. Application shall  
 82 be made upon a form prescribed by the Secretary of the State or on the  
 83 federal postcard application form provided pursuant to the Uniformed  
 84 and Overseas Citizens Absentee Voting Act, 100 Stat. 924, 42 USC  
 85 1973ff et seq., as amended from time to time, or any other applicable  
 86 law. The municipal clerk receiving such an application shall, as soon as  
 87 a complete list of candidates and questions to be voted upon at such  
 88 election or primary becomes available, issue the ballot by mail or  
 89 electronic means, which shall be the blank ballot prescribed and  
 90 [printed] provided by the Secretary of the State under section 9-153e,  
 91 as amended by this act. The clerk shall include with the ballot a  
 92 complete list of the offices to be voted upon, the number of individuals  
 93 for which each elector may vote, the candidates, and, in the case of an  
 94 election, the party designation of each candidate and questions to be  
 95 voted upon. If such ballot is sent by electronic means, the clerk shall  
 96 include a certification, prescribed by the Secretary of the State, that  
 97 shall be completed, signed and returned with such completed ballot by  
 98 the elector in order for such ballot to be counted. If application for an  
 99 absentee ballot is made at the time of availability of regular absentee  
 100 ballots as provided in said section 9-140, the provisions of said section  
 101 9-140 shall prevail. [The] Except as otherwise provided in this section,  
 102 the procedures governing the issuance of ballots under this section  
 103 shall conform as nearly as may be to the procedures provided in said  
 104 section 9-140."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	9-17(b)
Sec. 2	<i>from passage</i>	9-140(b)
Sec. 3	<i>from passage</i>	9-153e
Sec. 4	<i>from passage</i>	9-153f